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IN THE

Supreme Court of the United States

OCTOBER TERM, A. D. 1942

Nos. 642 and 643

IN THE MATTER OF 4145 BROADWAY HOTEL COMPANY, A CORPORATION,

Debtor

(C.C.A. Case No. 7888)

F. GERALD THOMAS,

Petitioner

vs.

THE UNITED STATES OF AMERICA,

Respondent

(C.C.A. Case No. 7891)

F. GERALD THOMAS,

Petitioner

vs.

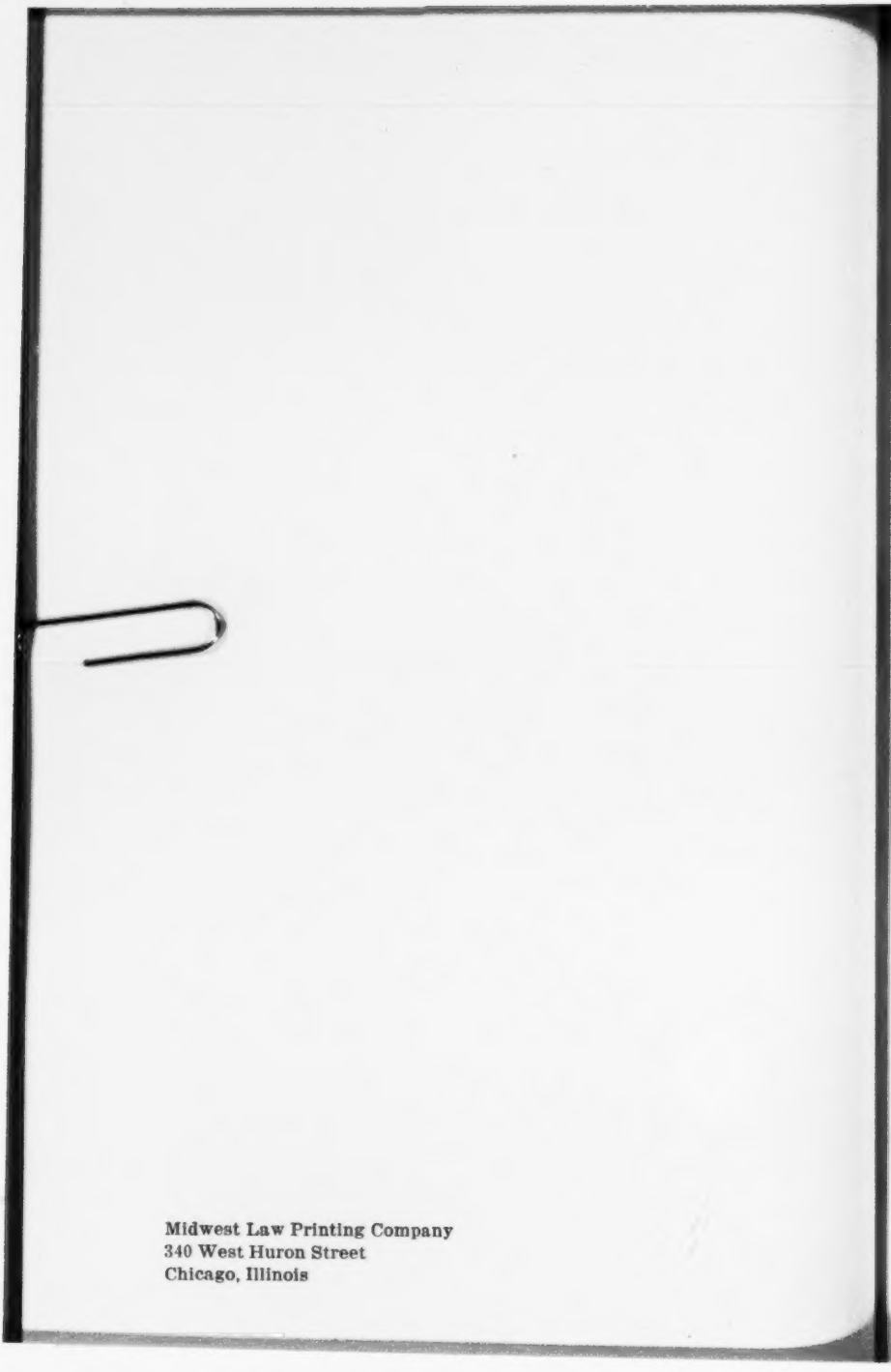
GEORGE W. ROSSETTER, JAY C. McCORD AND MAURICE A. ROSENTHAL, STOCK TRUSTEES,

Respondents

On Petition for Writ of Certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

SUGGESTIONS OF CHICAGO CIVIL LIBERTIES COMMITTEE AMICUS CURIAE IN SUPPORT OF PETITION TO RECONSIDER DENIAL OF CERTIORARI

CHARLES LIEBMAN,
Counsel for Chicago Civil Liberties Committee.



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AMICUS CURIAE IN SUPPORT OF PETITION TO RECONSIDER DENIAL OF CERTIORARI

The Chicago Civil Liberties Committee supports the motion for reconsideration of the order denying certiorari in this case.

This court has clarified the law with regard to the powers of the District Courts and of the state courts relative to interference with the dissemination of information or opinion through the injunctive process. (*Near* v. *Minnesota ex rel. Olsen,* 283 U. S. 697, 75 L. ed. 1357.)

On March 1st, 1943, this court laid down rules for the guidance of the inferior Federal Courts with relation to the admission into evidence of confessions obtained while persons were held illegally. (*McNabb* v. *United States,* decided March 1, 1943; *Mitchell* v. *United States,* decided March 1, 1943.)

As was pointed out in the original petition for certiorari the rights and duties of the District Courts with relation to the entry of an injunction such as the one involved in this case are thought to be very uncertain (See Pet. for Certiorari, 54, 60). This court will undoubtedly at some future time take a case of this nature and lay down principles for guidance of the District Courts. Unless there exist compelling reasons to the contrary of which we are not aware we believe that this would be a proper case for the court to take and decide, to that end.

Respectfully submitted,

CHARLES LIEBMAN,
Counsel for Chicago Civil Liberties Committee.